

**PUBLIC WORKS AND SAFETY
STANDING COMMITTEE MINUTES
Monday, May 20, 2019**

The meeting of the Public Works and Safety Standing Committee was held on Monday, May 20, 2019, at 5:07 p.m., in the 5th Floor Conference Room of the Municipal Office Building. The following members were present: Commissioner Bynum, Chairman; Commissioners Philbrook, Markley, Kane, Johnson, and BPU Board Member Groneman. The following officials were also in attendance: Gordon Criswell, Emerick Cross and Alan Howze, Assistant County Administrators; Misty Brown, Deputy Chief Counsel; Casey Meyer, Assistant Counsel; Rance Quinn, Police Major; Jeremy Rogers, Director of Parks & Recreation; Jack Webb, Deputy Director of Parks & Recreation; Jennifer Stewart, Director of Animal Services; Angel Obert, Recreation Division Manager; and Jay Doleshal, Sergeant-At-Arms.

Chairman Bynum called the meeting to order. Roll call was taken and all members were present as shown above.

Approval of standing committee minutes from March 18, 2019. **On motion of Commissioner Kane, seconded by Commissioner Johnson, the minutes were approved.** Motion carried unanimously.

Committee Agenda:

Item No. 1 – 19739...PRESENTATION: ROSEDALE SUBSTATION

Synopsis: Presentation by BPU staff on: the new Rosedale substation that will replace the Fisher substation, construction of a new transmission line from the new substation to the existing Barber substation, and the upgrade of two new transmissions lines, submitted by Jeff Fisher, Executive Director of Public Works.



Rosedale Project Plan

Rosedale Reliability Plan Update 20 May 2019

Mark Russell, Rosedale Reliability Plan Project Manager, said I appreciate the opportunity to spend 10-15 minutes with you to update you on the Rosedale Reliability Plan. I've been on the project since August 2018.



Project Benefits

- Increased Reliability
 - Eliminate Transmission and Substation Single Point of Failure
 - 69kV to 161kV Capacity
 - Late 1960 Substation Technology to 2020 Technology
- Support Rosedale Area Growth
- Area Improvements
 - Reduce / Eliminate Aging Distribution
 - Eliminate Fisher Substation - Fisher Park Expansion
 - Add Sidewalk Along S. Minnie to S. Iowa
 - Additional Purchased Land (Walking Trails Master Plan)

Why the Rosedale Reliability Plan? If you don't know, the BPU is spending enormous amounts of money to improve reliability in the Rosedale area. Right now, with the Fisher sub, we look at it as a single point of failure having two transmission lines coming out of the Fisher sub, not to mention on one switch gear. The Rosedale Reliability Plan will now separate that one line into two, one 161kV lines. That's an upgrade from a 69kV line and then multiple switch gears. We've now increased that reliability in the Rosedale area, which is critical for the KU Med Center and then all the local businesses that are there.

In addition, we'll eventually eliminate the Fisher substation, which is 1960s technology, and bring it up to 2020 technology. That will support enormous growth for the Rosedale area. We have that capability. We will bring that capability in at the end of 2019, which will bring

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businesses in, be able to thrive, and support it for many, many years to come.

The other one is we'll look at area improvements within there. We'll eliminate the aging distribution. As we build out that new Rosedale sub, all of our distribution, our distribution feeders will also come back up into 2020 technology.

I mentioned the Fisher Park. Once we're done with the Fisher Park, we will take down the Fisher Park and demo that in 2020, 2021, currently on the schedule. That will be given back to the Unified Government for future park expansion; that green space, that critical green space in that area will be given back.

Not to mention along the sidewalk, right there on South Minnie, one of the things that the BPU is doing, is we're connecting South Minnie to South Iowa. If you've ever been down South Minnie Street, it's a pretty steep, kind of turn switch back type of street, very narrow. We'll be doing a sidewalk along there as part of that area improvement.

Then on the additional side, one of the other benefits, with all the walking trails that are back there, we, the BPU has purchased land on the other side of South Minnie. That's to connect those walking trails because are the current, and I'll show you pictures here, where the current Rosedale sub is going, there are walking trails up there. Our plan is to give that back to the Unified Government, look at those walking trails and connect those walking trails. We're looking at this as a huge win, not only for the city, but for the BPU customers.

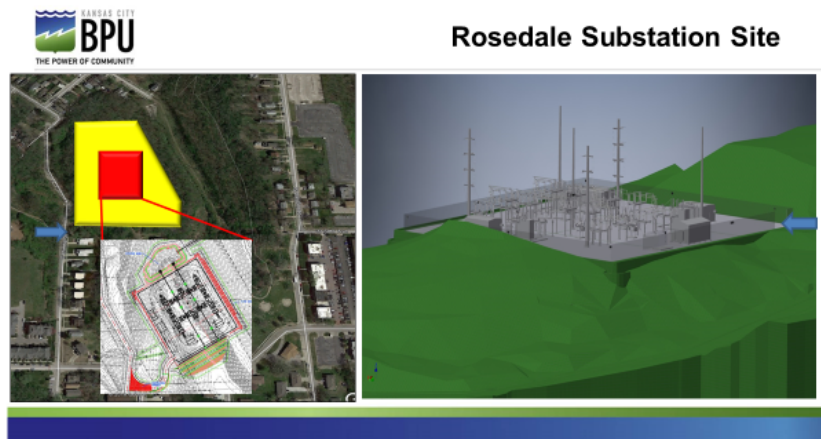


Project Description

- Convert Barber 69kV Substation On-site to 161kV
- Build Rosedale Greenfield 161kV Substation
- Construct New 161kV Line from Barber to Rosedale
- Rebuild 69kV to New 161kV line from Armourdale to Rosedale
- Convert 15kV Feeders to New Rosedale (2020)
- Retire Fisher 69kV Substation (2021)

Here's the project description. Again, we're going to convert substation to substation. These two lines go from the current Rosedale sub to the Barber sub. We'll upgrade that Barber sub onsite. We'll build out a greenfield substation, which we're currently in active construction now. We'll construct the two new 161kV lines. Those constructions will start in the August timeframe and

end in the December timeframe. Then we'll convert 15kV Feeders to the New Rosedale sub in 2020 and that's that critical distribution that I just talked about and then retire the Fisher sub in 2021.



Getting into the Rosedale sub and this is the first thing that we looked at. If you look over here, right here is about Fisher Park kind of covered up and then here in this area will be the KU Medical Center. Down right over along here is Southwest Boulevard, you can't see it in the picture.

The Board of Public Utilities purchased this land on this hilltop. Right now, we are in active construction to build out this model right here in this substation. We have removed all the trees within that land. We now have a current pad on that land and we have a contractor that is now currently putting foundations in for things like transformers, control buildings and switch gear buildings, etc. That is an active construction.



When we looked at the active construction, that was the top of the hill. About August when I took

over of 2018, South Minnie, these are the homes right here along South Minnie, you'll see right there part of South Minnie. In about October of 2018 when we cleared off the trees, you'll see that the remainder of the hill was there. We actually removed 70,000 cubic yards of dirt to get the surface down below the tree line, and that's critical, because here when we were done in December of 2018, January of 2019 you'll see that the current substation is all below that tree line. We kept the entire tree line around there to prevent line of sight into the sub, to prevent kind of that eyesore that people naturally associate with substations. Like right now, the current Fisher sub is right next to a park. It's a chain length fence. That's not the case here. This one is below the tree line. We'll have a decorative stone cass fence around it which will make it look nice for the local community.



Substation Procurement / Construction Timeline

Task Name	Start	Finish
Procurement (RFP)		
❖ Long Lead Time BOM	7 June 2018	3 April 2019
❖ Switch Gear	10 Oct 2018	1 Feb 2019
❖ Rosedale Above Grade Construction	6 Feb 2019	15 April 2019
❖ Control Enclosure	12 March 2019	15 April 2019
Construction		
❖ Rosedale Vegetation Clearing	1 Nov 2018	1 Dec 2018
❖ Rosedale Pad and Earthwork	1 Dec 2018	15 April 2019
❖ Rosedale Above Grade Construction	15 May 2019	30 Sep 2019

We're currently on track and this is what project managers do all the time. They keep schedules on track or they get fired. We've ordered all of our long lead time building materials. We have those currently arriving, things like transformers arriving next week, things like switch gear, control enclosures, all on time. We started active construction on the Rosedale sub and we continue that active construction all the way until October and November as it starts to get built out. We are also currently doing vegetation clearing to bring in those two transmission lines into the substation.

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Transmission Lines



Besides the sub, we also have two transmission lines going from a 69kV to a 161kV transmission line. The slide on the left shows the current route going outside of the Fisher substation right down here at the bottom where the red laser pointer is. The red box is the current new rebuild of the Rosedale substation. Eventually, we're going to take it off of the Fisher substation and put two T-Lines onto the Rosedale substation. Right now, we have a single point of failure going all the way to this point. If a semi-tractor trailer was to hit a truck, if a line was to go down or a pole was to go down, that entire area would cause enormous stress on the system, so part of the reliability is to take a look at dividing out those two lines.

Here's the same picture with the Rosedale sub and now we've gotten rid of that single point of failure. One of these T-Lines can support the local area. Therefore, we've made it more reliable.

Now the critical thing is, and I know you're going to vote on it later, but we have actively been pursuing easements to get these lines. We've worked with our customers, we've worked with landowners to be fair and equitable within those. We've actually accomplished most of the easements that we need to build this line out. We feel very confident. It's been a long process working with a local real estate firm and a law firm to get those easements and it's been a pretty smooth transition.



T-Line Procurement / Construction Timeline

Task Name	Start	Finish
Procurement (RFP)		
❖ Steel	17 Dec 2018	15 March 2019
❖ Conductor / OPGW	7 Jan 2019	15 May 2019
❖ Construction (Foundations and T-Line RFPs)	14 Mar 2019	17 June 2019
Transmission Line Construction		
❖ Barber - Rosedale- Armourdale Line	17 July 2019	11 Oct 2019
❖ Rosedale - Armourdale Line	1 Sep 2019	15 Dec 2019

On the T-Line and procurement construction timeline, we currently have steel that is currently in manufacturing that's going to be delivered in the July, August and September timeframe. It's an enormous amount. It's 68 poles but it comes on hundreds of trucks so that will be sequenced in. We have all of our steel, all of our conductor, everything else to erect these two lines. We will start with the Barber line first in the July timeframe and normally you don't see transmission line construction because you don't take transmission lines out during the summer because of the heat of the summer.

Well, the first line that we're building is called a greenfield build so, therefore, we don't have to take any outages so we can actually start that construction in the July timeframe. We'll finish out that Barber line. We will energize that line and then we'll move over and then do the Armourdale line. The goal is to have both of those transmission lines done by the 15th of December 2019 timeframe.



Landowner Concerns



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No project is without concerns. We've had our challenges, we've had our concerns, but we have a fully competent team that handles those concerns that is proactive on those concerns. I'd like to talk about three landowners that we had while building out the substation.



3805 South Minnie

Concerns:
Land Value
Road Right of Way Next to House
View of Substation
Screening / Fence



Again, the substation is going in, in this area. We had three landowners that considered that they were impacted by that sub. To be perfectly honest, when you have that type of construction going on right in your backyard and you have that type of infrastructure going up, there is some effect to people's daily lives and just what they see every day, looking out their window or going to work. We have been dealing with those landowners and I'd like to just briefly touch on each one really quick.

The first one is at 38 South Minnie. This landowner, when we got our conditional use permit through the Unified Government, where this sidewalk ends that's actually a plotted street, 38th Street, which was supposed to go up to the next street and I can't remember the name. I apologize, but anyways, the Unified Government asked us to take that street and to use it as part of the entrance into our substation and that's the way we planned it; however, when you live right here and you now find out that a street is going in right there, that's an impact to you.

We worked hand in hand with this landowner and Rob Richardson. We've been in constant contact with Rob and one of the things that we have done is we've asked—you know first of all a lot of this is road right-of-way so the street won't actually go in right, right there. We all know that. One of the things we'll work on with them is screening for them. We will also, if there's any additional sidewalk, it will go on the other side of the street and not right here, right along the

side of their house. That is one way to work with this landowner, but they did have some concerns with that street going in. That was always going to be the entrance to the sub but now it's more of a plotted street. It will look like a street but we'll actually dead end and T this street off just in the back of their house.



3800 Lloyd Street

Concerns:
View
Land Value
T Dead-end at Lloyd



The second landowner is up on Lloyd Street and that's where 38th Street eventually would connect up to Lloyd Street. As you can see, this is kind of a modern home. It was a KU kind of experimental home. It was supposed to be modern and energy efficient and everything else. What you don't see is this is the living room to the home. The back of the home has also this kind of wide-open area that she looks out. The back of that home is this person's bedroom and remember we said that we built the substation we took it down in there. Well, now right out the back of that individual's bedroom they actually look down onto the substation.

That's not really an issue because of the foliage in the back during 9 months out of the year; however, during those three to four months when there's limited foliage and we're waiting for spring to come, that does put an impact on this landowner. We will also work with her with some screening, but one of our main concerns is, as you can see, is that her home just drops off right at the back here. It's hard to get mature trees up there in the screening.

The other one that this landowner—part of the conditional use permit, the Unified Government wanted us, and we're still in negotiation with them, to put a dead end, a cul-de-sac or a T at the end of Lloyd Street. This resident has a slight issue with that because at the end that's where people now park, congest and the garbage that was there. We're still working through that issue.

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3725 South Thompson Circle

Concerns:
EMF and Cancer
View
Photography Business Impact
Land Value



The third one is actually on top. This individual's a little bit further away from the substation. Looking out the back, the substation would be right back out here, of course, below the tree line. This is one of a very premier photographer in the Wyandotte area. Part of her backyard, she actually uses for studio purposes. Not only does she have a studio in her basement, but she also has some planner boxes, some area for sitting and she takes professional grade photography out there.

Again, during that three to four months when you have limited foliage, her backdrop now becomes a little bit of the substation. With this landowner we've also worked with her about screening different types of trees that she can have just by her studio space so that she still maintains that business. We've worked with her, a lovely woman and been inside of her house and we're happy with the arrangement that we've had.



Project Restoration

- Rosedale Substation
 - Fix / Replace **Negligent** Curb Damage
 - Add S. Minnie Sidewalk
 - Provide Vegetation Screening for Impacted Landowners
 - Work with Parks Department on Access to Walking Trails Around and West of the Substation
- Fisher Substation
 - Demo and Remove all Above Grade Equipment
 - Return Unused Property to UG / Retain Easement(s)
- Transmission Lines
 - Repair / Restore Access Routes
 - Demo and Remove Unnecessary Distribution

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The other one and the last one is, you know we're going to build some things and like any builder, there's going to be some things that get a little dirty and our promise is that we are going to restore it better and back to new. Things like negligent curb damage. I just mentioned that we moved 70,000-cubic yards of rock out of there. We've had one or two areas where there's been some curb damage and we know that we have to replace that. We're adding the sidewalk along South Minnie. That will be a restoration part of the project.

We'll work, and continue to work, with the Parks Department where we're going to connect those walking trails. When I say we, the BPU is not going to do that, but allow the Parks Department access to that land that the BPU bought and purchased so that those walking trails can now be connected. Currently, before the project went on, that was privately owned land. Although people walked there and you had it, now it could be a project for the Parks Department that is there and viable.

In addition, I mentioned we'll have the substation, you know removal for the Fisher substation and then we will repair all the access, ingress and egress routes when we do the transmission lines this fall.

Chairman Bynum asked are there questions or comments from the committee members. I for one appreciate the presentation. I will say that I appreciate that we have Mr. Bill Johnson, our brand-new General Manager, at the Board of Utilities here. Thank you for taking your time to be here. Jeremy Ash, also with the BPU, on standby for questions and support. I know it's a big project. This is an information only item; however; is there any member of the public that wants to comment on this item.

There were none.

Action: For information only.

**Item No. 2 – 19743...RESOLUTION: BPU BARBER-ROSEDALE 161KV
TRANSMISSION LINE**

Synopsis: A resolution declaring the BPU Barber-Rosedale 161kV Transmission Line to be a necessary and valid improvement project, and authorizing a survey of lands for said project,

submitted by James Bain, Assistant Counsel.

James Bain, Assistant Counsel, said the first item is the approval of a survey which starts the eminent domain proceeding should that be necessary. Mr. Russell told me before the meeting started that on the western line, the Barber line, they're down to only needing one easement, which potentially making that negotiation and not needing any eminent domain proceedings, but that's the first item, is approving that survey.

Chairman Bynum said questions or comments. If not, I'll take a motion.

Action: **Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve.**

Chairman Bynum asked if there were questions or comments from the public on the item.

There were none.

Roll call was taken and there were six "Ayes," Groneman, Philbrook, Markley, Kane, Johnson, Bynum.

Item No. 3 – 19744...RESOLUTION: BPU ARMOURDALE TO ROSEDALE 161KV TRANSMISSION LINE

Synopsis: A resolution declaring the BPU Armourdale to Rosedale 161kV Transmission Line to be a necessary and valid improvement project, and authorizing a survey of lands for said project, submitted by James Bain, Assistant Counsel.

James Bain, Assistant Counsel, said this is the northern line that was going north. Mr. Russell told me that there were four properties left to acquire easements and those are railroad easements so we know that will be a little more challenging. Again, this is the first step in the eminent domain process.

Action: **Commissioner Kane made a motion, seconded by BPU Board Member Groneman, to approve.** Roll call was taken and there were six “Ayes,” Groneman, Philbrook, Markley, Kane, Johnson, Bynum.

Item No. 4 – 19745...ORDINANCE: REPEAL BAN ON PIT BULL DOGS

Synopsis: An ordinance repealing the existing prohibition on owning or possessing pit bull dogs within the city limits, submitted by Jeff Conway, Assistant Counsel. This ordinance is sponsored by Commissioners Bynum and Philbrook.

Jeff Conway, Assistant Counsel, said I think in your packet you may have the actual ordinance itself but I can read it and go through the terms if you’d like. **Chairman Bynum** said I think what I would prefer, if I understand correctly and you can give this to us maybe in just a quick summary, but I think the action is that the vote would be to repeal just a portion of the language in the current ordinance that eliminates the pit bull language. **Mr. Conway** said correct. Currently, there’s a prohibition as an ordinance. The action would repeal that prohibition and thereby permit pit bulls in the county. **Chairman Bynum** said and that’s basically it in a nutshell. **Mr. Conway** said that’s it. The ordinance does identify the three breeds. **Chairman Bynum** said why don’t you go ahead and specify those. **Mr. Conway** said yes. There’s the Staffordshire Bull Terrier, The American Pit Bull Terrier and the American Staffordshire Terrier, and then dogs that have characteristics of those breeds.

Chairman Bynum said for purposes of clarity around the item, in 2014 the Unified Government Commission adopted a dangerous dog ordinance which is why—and it’s encompassing of any breed of dog, which is why we believe, one of the reasons why we believed, we could bring forward now the repeal of the pit bull type language in the existing ordinance. We will hear from the public on this item but first we’ll hear from any members of our committee that have questions or comments and, again, we do have staff here if we have questions about data or information relating to our animal services. Are there comments or questions?

Commissioner Philbrook said yes, comments and questions. When was the pit bull ordinance brought into effect? Do you remember that? **Mr. Conway** said from the history, it looks like it may have come in in 2003. **Commissioner Philbrook** said I believe you probably need to look a

little further back. I don't like to argue with our lawyers but I think it was in the 1990ish timeframe at any rate, it was in effect before we came before the Commission—**Chairman Bynum** said it was made into effect May of 1990. **Commissioner Philbrook** said there you go, May of 1990. It was in effect quite a while. Then by the time we got to 2014 and initiated a law, thank God, we had plenty of people in the Legal Department that worked really hard to put that together because it's very distinct and captures an outline of how we deal with animals that are not behaving in a manner which you want them to be part of your community. If the dog's dangerous or they're acting up, we have exact laws to deal with it and it doesn't matter what kind of dog it is. We don't have to look for that.

Am I correct in saying that those animals that are picked up and are thought to be dangerous, bit somebody or running around the neighborhood and attacking things—now this is just assuming it's a dangerous dog, not any particular kind of dog, then there is a ticket written or something like that for the owner. Is that correct? **Jennifer Stewart, Director of Animal Services**, said that is correct. **Commissioner Philbrook** said and then that ticket and the owner has to go to court. **Ms. Stewart** said correct. **Commissioner Philbrook** said and that's when it's determined whether that dog is a dangerous dog or not. **Ms. Stewart** said yes. **Commissioner Philbrook** said but we already have guidelines for the judges to follow, depending on what is determined. It's pretty cut and dried as far as what happens. We don't have to think about what kind of dog, it's just that dog. That particular animal was acting act and was dangerous and then a lot of other different sections on down. That takes care of that part. I just want to make sure people understood that we have laws already in place that make owners responsible for their dogs if we bring them in for doing something like that.

Now, in case you guys don't remember, way back in 2016, we did a community survey and it literally asked people in that survey, and that was for 7 of the 8 districts, District 7 we didn't ask because those two cities in that district already have repealed that ban so they don't have a pit bull ban. It was asked though in the others, and it came out to be about 83%–84%, of those people said they wanted the pit bull ban repealed. That's telling us, as commissioners, that our people want something done.

With that in mind, we have been collecting data. I shouldn't say we, you have been collecting data, letting us know what the bred specific law is costing us and how that's working, and so 24% of our total budget is spent on bred specific services. That's \$246,000 just on bred

specific. That means that instead of being able to look at the animals, just any animal that's acting up and doing something wrong, we get sent out to pick up an animal that's been said, that is a pit bull. Well, there's a lot of animals out there that look like pit bulls. We have quite a few people that have gotten their animals taken and \$4,000 or \$5,000 later, after they prove that their dog is not a pit bull or they give up, they have to find somebody that will house that dog that's out of this county; then, you know, that's pretty expensive. Plus, we have to spend extra time housing that animal. That's also kind of tough for us.

There are a lot of other comments I would like to make but I'm going to wait and see what other people have to say and if there's things that weren't brought up, please do tell me. I have had, and I'm not going to use any officers' names, to protect the innocent. I have had officers tell me that they are kind of upset with the fact there are times when they would like to have animals picked up but we don't have enough officers in Animal Control or Animal Services to do that. They would really like to see us be able to pick up those dogs that they are seeing acting up instead of just picking up a dog that looks a certain way. I've gotten that feedback from the officers. They're kind of frustrated with that too. They have to come out to repeated calls because an animal has been killing cats or whatever that animal's been doing, but we don't have the availability to send our other officers out and Animal Services to deal with it. We are strapped for money, so spending a quarter of our money just on a bred specific dog is really, I think, a waste of money. We need to be more effective in how we do it.

Are there any other numbers you'd like to add to any of this, that's been affecting you? Please do. I'm asking you to tell us because you're the one that has to deal with it. **Ms. Stewart** said I think the most interesting number is our length of stay, our average length of stay for a current bred, a pit bull basically. That just encompasses all three that Mr. Conway had mentioned. The average length of stay is 71 days for a pit bull and the average length of stay for a non-pit bull is 52 days. We're keeping these dogs for a significant amount of time that we do our best to try to find them homes. We are limited in where we can send a foster or to have the animal adopted. That causes us to take up a space in a kennel that is pretty precious because we have 81 kennels for a population of 150,000 in our community. I don't know how many animals there are but most homes have at least one dog. That ban is really keeping us from getting animals adopted at a rate that a non-band dog would be adopted. That really hurts us.

Commissioner Philbrook said well, part of the problem too, if I'm one of those owners and somebody picks up my dog, because you know how dogs are, sometimes they like to get out and I don't care whether it's a Chihuahua or a Mastiff. Sometimes they have a way of getting out and when that happens and somebody picks them up and they end up down at the shelter, then am I going to go back down and pick that dog up if it's deemed illegal? Probably not. I'm going to leave you holding the bag with that animal and trying to find a home for it because I won't come down to get it.

Not speaking personally because I don't have one, I don't have any dogs right now, but the point being is, is that I don't want other folks to feel like their loved animal, they can't go down and get it because it got out and got picked up and then we the people have to pay to take care of that animal or frontal. We don't recoup any of our money on that. It's not like when other dogs get picked up, that get reclaimed, and the folks pay for that. It doesn't happen with them. I just wanted to mention that because I know you know it. I appreciate that. What else do you want to tell us?

Ms. Stewart said I think that just the average length of stay is probably the most important part. You already touched on the money. It's well over a quarter of a million dollars. We could use that money for more space to pick up more animals. We could use that money for an adoption counselor coordinator, just more space in general is what we need and more staff to help facilitate moving these animals into homes where other rescues are.

Commissioner Philbrook said spay and neutering and chipping. That means we can take that money—how much did you say you thought it would cost. I think we were talking one time, you told me about how much you thought it cost us to chip all the animals that came in. **Ms. Stewart** said about \$18,000. **Commissioner Philbrook** said and we don't have that money right now and if we could chip those animals, then we could find them if they got loose again. We wouldn't have to look for them and we know who their owner was. **Ms. Stewart** said we get a lot of return customers. It would be nice to know where the animals are supposed to go to. Our number, it kind of varies. I did the number for 2018. Our pit bull count was at about 19%. Today I did an inventory and it's 38%, so it varies, but overall for last year it was 19% and today as we speak it's

38%. Again, it varies, but that 25 dogs right now that we are going to have a hard time finding a home for.

Commissioner Philbrook said besides the \$240,000, how much money are we missing out on from not being able to get grants because we have a breed specific law. **Ms. Stewart** said I don't know how many. I know one specifically. I've heard it's anywhere between \$30,000–\$50,000 and that was to help us with an adoption coordinator, some kind of staffing position but from my understanding—**Commissioner Philbrook** said it's just that one grant and you haven't bothered trying to look because they won't—**Ms. Stewart** said right because there are very few that will offer a grant that has breed specific language right now. **Commissioner Philbrook** asked is there anything else that you'd like to say right now? **Ms. Stewart** said no. **Commissioner Philbrook** said we may have more questions for you but thank you. I appreciate your help.

Chairman Bynum asked are there questions or comments from the Commission.

Commissioner Johnson said with regard to the violations and penalty section of the current ordinance, if this repeal goes into place, how will the penalties differ, if at all, from what is currently in the current ordinance for pit bulls. **Mr. Conway** said I'd like to clarify too because I don't think I was all that clear. This measure would repeal the pit bull ordinance and in place would remain the other sections about dangerous animals and vicious animals. Those penalties are still the same; dangerous animal, I believe, is \$300 minimum—**Commissioner Johnson** said right, and a \$1000 maximum. The court may sentence the defendant to imprisonment up to 90 days. The language would continue in the dangerous dog legislation. **Mr. Conway** said correct and this measure does not touch that at all. It stays as current law and vicious animal, you'd probably lose the dog.

Chairman Bynum said I think we have some folks in the audience that would like to speak to this issue and the way I think I'll take it is this. If you're here two, three or four of you in agreement with repealing the pit bull language in our ordinance, we'd ask you to step to the microphone, introduce yourself, city of residence and you'll be given three minutes. We'll do the same for any audience members that are here in opposition to the repeal. I hope I've made myself clear.

Kate Fields, CEO & President of the Humane Society of Greater Kansas City, said thank you all for this time and for what you do for the community. I appreciate your time and the fact that I would be able to speak to you about what we run up against in the community. We're proud to be partners with KCK Animal Services. We're the veterinarian of license and what that means is that we are down every day, sometimes six days a week taking care of the Animal Control animals, Animal Services.

What we're up against, we have a shelter, we have a clinic and what we find is that—and we take any of the hurt, abuse, neglected animals from Animal Services. We repair them, we take care of them on our dime and then we try to find homes for them. Animal Services is full and they do have I think 38% pit bull mixes. We've got roughly 40% in our shelter and we're not a big shelter. Part of the problem that we find is when we take the animals that are hurt a lot of them do come in, pit bull mixes, we fix them and then we have to try to find homes outside of our community. Ten years we put the Ray of Hope program into place to help take animals out of KCK that weren't being adopted to Olathe PetSmart to be adopted. We're still doing that. It's our volunteers that are still taking animals out to Olathe and getting them adopted.

Thank God, now that Jennifer's around and we are being able to adopt animals out of Animal Control, but it's still a hardship when we have to take them 30 minutes away. It's stressful for the animals and if they don't get adopted, 30 minutes back is stressful. I will say too, that since we are down there every day of the week, you're all paying us to take care of those animals and they're in a stressful condition and I don't care how nice a kennel is, it's still a kennel. They're capable of picking up anything, any type of disease because of the stress that they're under, so you're paying us and we're happy to do it, but that's a big cost to the Unified Government.

When we take these animals in and if a pit bull gets loose, pit bull mix, and it's hit by a car, we take that animal and we take care of it. It's not easy on us. It's a hardship. I have to go out and raise money to try and do this.

We were the first no kill shelter in the great Kansas City area. We're proud to be that way and we're proud with what Animal Services has done to become close to being a no kill shelter. That's the way it should be. This is an outdated, archaic law. I would appreciate you thinking about this. It's just not easy on us. We're the only shelter in KCK and when people are coming

to us to say hey, can you take animals, Animal Services is full and I have to say we are too, you know because we can't adopt out in our own community.

I appreciate the fact that you're looking at this for us. It definitely is a compromise. We already have dangerous dog laws on our books and it just seems redundant to me, but I appreciate it and I'll be available if anybody needs me.

Kay Lee said I just want to say good evening. Thank you all for the opportunity and for being here tonight. I've been a resident here for 8 years now and I've recently moved to District 2 from 4. I actually just want to talk about my experience when I was younger and how it impacted me and what I've learned from that.

When I was about 4, I was actually attacked by my dog. He was a Doberman Pinscher and it took the top of my head off. Basically, my mom had told me not to go out, not to let the dog out and I naturally did the opposite. I was playing with newspapers and like playing towards the dog and his natural instinct would be to protect himself. Me, as a child, not knowing that the dog may react that way, I didn't think anything of it. As I grew a little older, my mom reintroduced me to dogs, taught me how to approach a dog, the proper way to do that, and how to behave around dogs as well as obviously kept an eye on me in any type of situation.

The event could have definitely been avoided. As a child, my mom took responsibility for that. It really wasn't the dog's fault per se. It was definitely ours and it could have been avoided. I think it is more so the behavior of any animal that we need to be looking at versus the breed. Any dog can show signs of aggression. It's not just one thing in particular, one breed specifically.

Recently within the last couple of years I started volunteering at Unleashed, excuse me, it's a pet rescue. I've worked with many different types of dogs, most of them being pit bulls and I've actually found that they're one of my favorite type of dogs. They're very loving and never been scared to approach one and I think it's important that we're informed about the behavior of an animal and to pay attention to signs of aggression. That's all I have. Any questions?

Chairman Bynum said thank you very much. Are there one or maybe two more speakers in favor of repeal? You'll have three minutes.

Brandon Filbert said I am in Commissioner Philbrook's district. Thank you. I voted for you. You're doing a great job. **Commissioner Philbrook** said no, we'll see how she votes next time. **Ms. Filbert** said I am watching you. Thank you very much for hearing us on this very important matter. I could talk a lot about stats and about any data points because I think you can pretty much find whatever point of view that you want to support your own point of view if you dig deep enough and hard enough. I thought rather than doing that I'd just share my own personal experience.

As Commissioner Philbrook shared a little earlier, there are a lot of situations where people are just saying, hey, this looks like a pit bull and I'm mad at my neighbor. We actually had that happen to us, where my neighbor came over and he told me I want to first of all apologize because I didn't mean to do it. She got mad because we had an older German Shepard mix that went over and he left a deposit in her yard and he is an older dog with some incontinence issues and we didn't catch him before he made his way over there. Anyway, he came over and he said my wife got mad and she knows that you just took in another dog and she reported you for having a pit bull. He said we're very sorry because we know this is going to create an issue and sure enough, I got up to my front door and there was a notice from Animal Control that I needed to contact them.

I called them and left a message and this was 4:30 or 5 o'clock in the afternoon. I called them again at 8 o'clock the next morning as soon as their office hours were open and then called again the following morning at 8 a.m. to let them know that we were trying to get this taken care of because the notification basically said that they needed us to call. Then at the end of the third day Animal Control comes, pulls in my driveway and he walks in and introduces himself, delightful gentleman and he said I have to—I've got to investigate this complaint of a dangerous dog in a pit bull. He said can you show me the dog. At about this time, of course, she's bouncing around his ankles and I said that's the one. He said well that's not a pit bull. He's like, that's a Mastiff and you can't miss the fact she's a Mastiff.

I mean it was funny because when we adopted her from Animal Control, they were even the ones that told us she was a Mastiff. It was just one of those situations that was very frustrating because it had taken him the amount of time to come out and put the notice on our door and then there was also, whatever was going on that he could have been doing and not coming to our house. I know it was at least a half an hour that he was there because he was very gracious and he spent time with us and just gave us suggestions about managing, you know, neighbor relations and you

know of course now we do everything we can to make sure that we follow, bob around with the pooper scooper, so that it doesn't happen again.

Where we live in Wyandotte County we are surrounded by lots and lots of open space and a lot of stray dogs running around. We have livestock. We have packs of dogs that are roaming around neighborhoods that truly are dangerous. Thank you very much for hearing us on this very important matter.

Chairman Bynum said thank you very much. Yes, one more speaker in favor of and then we'll move on.

Angie Ridemyer said I live in District 5. Thank you for your time and this opportunity to testify in favor of the repeal. I have strong ties to the Kansas City, Kansas community. I've lived here most of my life and I've been a homeowner for the past 9 years. I still work in the community. I've taught in both the KCK and Piper School Districts for the past five years. I'm very involved in rescue and I have fostered many animals from Kansas City Kansas Animal Services over the past 6 years. Dogs and children are very dear to my heart. Between having owned dogs all of my life and my involvement in animal welfare, I've worked with dogs of all breeds and behaviors.

Pit bull dogs are just dogs like any other and should be treated as individuals. It's impossible to predict if a dog is dangerous based on its looks and not its behavior and any breed of dog can be dangerous. KCK has a dangerous dog ordinance that is much more effective at addressing the behavior of all dog breeds, regardless of how it looks. It does not make sense for the UG to have both ordinances.

The dangerous dog ordinance is much easier to enforce, while the breed ban is expensive and does not work. Also, labeling a dog by its looks is subjective and many dogs are misidentified as pit bulls when they're not. When this happens, then the dog owners rack up thousands of dollars in legal bills fighting citations and possibly having to give up their beloved dogs. This causes hardship for many people who cannot afford it and it results in having to make a hard decision to not fight an incorrect identification and abandoning their dog at the shelter.

The breed ban also, as she just spoke about, can be bad for relationships among neighbors. The Animal Services officers need to spend their valuable time not investigating the complaints and picking up stray animals or enforcing the dangerous dog ordinance instead.

In conclusion, it is time to repeal the pit bull Ban in KCK and stop wasting valuable resources on an ordinance that does not only not work, it causes harm and hardship in our community. We are all better off if we focus on enforcing the dangerous dog ordinance instead.

Chairman Bynum asked are there people here in the audience that are here in favor of lifting the breed specific language or the pit bull language in our ordinance. If so, would you like to stand up if you did not get a chance to speak at this time. (Approximately 31 people stood.)

Chairman Bynum asked is there anyone here in the audience that would like to come to the podium to speak against the repeal of this ordinance. There were none.

Commissioner Markley said I did just want to make a couple of observations. All of us have been receiving emails from people who are in opposition to lifting this ban and one thing that they keep providing is statistical information, which I love. Everyone knows I love statistics. What I find interesting about the statistics is that they're sending us information from Kansas City, MO which has a pit bull ban. What those statistics show is that there are still pit bull attacks happening in Kansas City, MO.

We know people here own pit bulls and they're obviously owning them in Kansas City, MO, despite the fact there's an ordinance saying they can't own them. What we're trying to do is create an environment where people can own a pit bull and they're punished for the right reasons if the pit bull is misbehaving. I want to recognize we are getting those emails. I'm seeing them, I'm reading them but I think, in fact, they might be reinforcing what we're trying to do here.

Commissioner Kane said just for the record, I never wanted the ban in the first place. You can't clap. You can't clap. I would love for you to clap but you can't clap. What the last speaker just said happened to us. My daughter had two pit bulls in college down at Pittsburg State. She was staying by herself. We wanted a little extra protection and they were strictly teddy bears. When she came home from college, she couldn't have been home for more than 5 minutes, she was going to take the dogs to the farm. She let the dog out of the car, 5 minutes later I've got somebody standing at my doorway saying where are your pit bulls.

Somebody turned me in. It was at the pool when I lived in Westmore Downs. It's not the dogs; it's never been the dogs. You know I had a German Shepherd when I was growing up. My wife had a German Shepherd and the biggest Doberman Pinscher you've ever saw in your life. All of them, good dogs. Why we single this one breed out is wrong. It's not the dog. It's the people that raise the dog and Jane up to you.

Chairman Bynum asked, Commissioner Philbrook, did you want to make any additional comments.

Commissioner Philbrook said well, the whole reason of bringing this back up is because of exactly the fact that we are wasting money and we need that money sorely to take care of business. We're way undermanned. A city this size should have 20 officers and we have how many? Four active officers. What does that tell you? That tells they are undermanned. I've got a word to use, underpersoned, and need a lot more help and we've got a million-dollar budget. I'm going to go ahead and mention the fact that between the KCK Pet Project and the HELP Program, those people have worked so hard. They have spent, raised and whatever a million dollars this year to help just Wyandotte County folks.

This is not what we have spent. This is other people helping us take care of our community and without them you don't even want to think how bad it would be out there. They have helped us. They have been spaying, neutering and vaccinating to the tune of—this is KCK Pet Help, 2018, \$239,000 that they've spent. The volunteers have been working up to 24 hours a week in 2018. That's 2,800 hours to get a hold of dogs. For cats, they've caught 1,800 feral cats, spay, neuter, clip the ear and returned them back. We're talking about food and all kinds of things. The list is long and I can't tell those folks how much, there's no way, I'm sorry I'm getting all teary. It's exciting to me to see people who actually care about our community and go out and help us. Thank you. Thank you very much.

Action: **Commissioner Philbrook made a motion, seconded by Commissioner Kane, to approve.** Roll call was taken and there were six "Ayes," Groneman, Philbrook, Markley, Kane, Johnson, Bynum.

Item No. 5 – 19746...RESOLUTION: JOHNSON COUNTY 911 INTERLOCAL AGREEMENT

Synopsis: A resolution approving an interlocal agreement with Johnson County, Kansas, for usage of their Communications Center's existing 911 phone and radio communications equipment as emergency backup, submitted by Terry Zeigler, Police Chief.

Casey Meyer, Assistant Counsel, said I'm not going to repeat what you just said because that's exactly what it is. We have Major Quinn here as a representative from the Police Department if you have any questions. It's a very basic contract with Johnson County and the Police Department would only be using their dispatch services in the case of an emergency.

Chairman Bynum asked this item is separate from and different from the Communications Center Remodel Project. **Rance Quinn, Police Major,** said yes, that's correct. **Chairman Bynum** asked could you expand on that just briefly because aren't we also going to use them as a backup plan for that as well. **Mr. Quinn** said we are and at this time they have decided that for our run of the mill emergency situations where we need a backup center, that's the interlocal agreement here. **Chairman Bynum** said okay. **Mr. Quinn** said they have not come forth with an agreement to allow us to use during the remodel process. They've basically just stated verbally that this would be a test for us to utilize their center. We're going to do it now and again this fall. Currently, there's been no discussions of any kind of additional charges in that. **Chairman Bynum** said okay, that's easy. Is there a motion on this item?

Action: **Commissioner Kane made a motion, seconded by Commissioner Johnson, to approve.** Roll call was taken and there were six "Ayes," Groneman, Philbrook, Markley, Kane, Johnson, Bynum.

Item No. 6 – 19750...REPORT: JOE E. AMAYO ARGENTINE COMMUNITY CENTER

Synopsis: Report on the operation of the Joe E. Amayo, Argentine Community Center, 2810 Metropolitan Avenue, submitted by Jeremy Rogers, Director of Parks & Recreation.



Background

- According to the 2016 County Health Rankings, Wyandotte County is ranked 101 out of 101
- The Unified Government of Wyandotte County is dedicated to improving the quality of life for all its residents by meeting their health, living, and recreational needs

Jeremy Rogers, Director of Parks & Recreation, said in 2016 the County Health Rankings came out and as we all know we finished last, 101 of 101. The UG made a commitment to dedicate to improving the quality of life for all its residents by meeting their health, living and recreational needs.



Background

- According to the 2016 County Health Rankings, Wyandotte County is ranked 101 out of 101
- The Unified Government of Wyandotte County is dedicated to improving the quality of life for all its residents by meeting their health, living, and recreational needs

With that in mind, the budget workshops were held to discuss the possibility of potential upgrades at the Joe E. Amayo Community Center. The Commission voted in July of 2016 to move forward with funding necessary upgrades to house a fitness facility. The County Administration instructed Parks & Recreation to request a Notice of Need for a proposed fitness center at the Joe E. Amayo Community Center. That Notice of Need was posted on August 15, 2016.

Notice of Need

Proposed Project Schedule Date	Event
August 15, 2016	Distribution of NON
August 22, 2016	Deadline for respondents to submit written questions (Noon, CST)
August 25, 2016	Deadline for answering questions from respondents will be provided (1:00m CST)
September 7, 2016	Responses due before 2:00 p.m. CST
September 16, 2016	Notice of Award
April 22, 2017	Contract Start Date

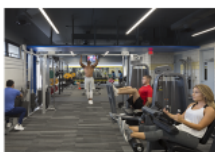
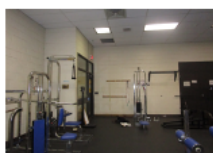
Here's that timeline for that Notice of Need. It went out. We received proposals and it was awarded on September 16, 2016 to Metro 24 Fitness. That contract with them started on April 22, 2017.

Phase I Bid Process

- Phase I went out to bid December 15th, 2016 and were due on December 28th, 2016
- Bids ranged from \$370,000-\$520,000
- B. Dean Construction submitted the lowest bid and was awarded the contract
- Construction began February 2017 and finished April 2017

The construction process went out to bid on December 15, 2016. Those bids that we received ranged from \$370,000 – \$520,000. B. Dean Construction submitted the lowest bid and we awarded that contract to them. Construction of the facility began on February 2017 and finished in April of that same year.

Phase I



- Scope of services:
 - Parking lot lighting and new lighting for renovated areas
 - ADA access through west entrance
 - Entrance modifications for control and 24/7 access
 - Renovation of existing multi-purpose and fitness room into new spaces
 - Approximately 6,087 sf renovated, fitness center makes up about 3,300 sf
 - Upgrade interior finishes at corridor
 - Restroom renovations, upgraded to meet ADA
 - Security cameras

Project Total Phase I= \$388,400

Some of the things that were done during Phase I was parking lot and outdoor lights were upgraded, ADA access through the west entrance, entrance modifications for 24/7 access into that fitness facility, renovation of the existing multi-purpose and fitness room was renovated into a new usable

space. Approximately, just over 6,000 square feet renovated. The fitness center of that space makes up 3,300 square feet. We also upgraded the interior finishes at the corridor. The restrooms were renovated to become ADA compliant and then security cameras were added. That Phase I project total cost \$388,400.



Phase II

• Scope of services:

- Lobby reconstruction:
 - Conversion of lobby and conference room into multi-purpose room for classes and rentals
 - Updated lighting and entrance doors
 - Grounded and polished concrete flooring
 - New outdoor signage
- Air conditioning in gymnasium
 - 4 rooftop air units
 - 4 rooftop air unit install
 - Engineering & special air conditioning custom mount construction
 - Additional architectural fees

Project Total Phase II= \$224,000

Phase II, which was just recently completed, was the front entrance in the lobby reconstruction as well as adding air conditioning, four new air conditioning units into the gymnasium. That project cost \$224,000.

Project Total

Funding Source	Amount
UG Funds	\$332,000
Outside Funds (ANDA and Wal-Mart)	\$280,000
Metro 24 Contribution	\$200,000

Total Facility Upgrades = \$812,000

For the total project costs of renovations to that facility was \$812,000. Of that \$812,000, \$332,000 was voted/funded by the Commission. Outside funds from grants were \$280,000 and then Metro 24 Fitness contribution was \$200,000.

Contract

- Contract began April 22, 2017
- Responsibilities of Metro 24 Fitness include:
 - Manage and operate the Fitness Center as a full service, first class Fitness Center
 - Provide memberships at \$19.99/month for residents
 - Actively market, advertise, and promote the fitness center
 - Provide information, membership, and/or usage reports to the UG
 - Expected to operate and manage the fitness center for at least 18 continuous months after the date it first opens
- Current contract valid until December 31, 2020
- Upon expiration of initial contract, it can be renewed annually with mutual agreements



Metro 24 Fitness entered into a contract with the UG that began on April 22, 2017. Some of the responsibilities of Metro 24 is to provide a state-of-the-art full-service fitness center 24/7. They are to provide memberships at \$19.99 a month for Wyandotte County residents. They actively market, advertise and promote the fitness center. They provide information, membership, and or usage reports to the UG. They are expected to operate and manage the fitness center for at least 18 continuous months after the date it first opens. The current contract is valid until December 31, 2020. After that expires, it can be renewed annually with mutual agreements between the UG and Metro 24 Fitness.

Usage

- Parks and Recreation handles the scheduling of programs, activities, and events that take place in the Joe E. Amayo Community Center
- Phase II renovations provided a larger and more efficient multi-purpose room to allow for more programs and meeting space for the community to utilize
- The community center is open to the public for use through the Parks and Recreation reservation process
- The studio room is predominantly reserved through Parks and Recreation by Metro 24 Fitness for programming, but is a shared space
- Addition of Metro 24 Fitness has increased center usage



Parks & Recreation currently handles all the scheduling of programs, activities, and events that take place in the Joe E. Amayo Community Center. That is all done through our office at 50th & State. The Phase II renovations provided a larger and more efficient multi-purpose room to allow for programs and meeting space for the community to utilize. The community center is opened to the public for use through the Parks and Recreation reservation process as I mentioned. The studio room is predominantly reserved through Parks and Recreation by Metro 24 Fitness for programming, but it is a shared space. The addition of Metro 24 Fitness has increased the center usage as a whole.

If you look at this chart on the right, previously we had our own little fitness center. We had about 50 members per year. Metro 24 is up to almost 1,200. They're doing better than we did.

Programming

- Around 20 groups were relocated during the renovation process
 - Accommodations were made available for these groups at other community centers
- Upon completion of construction, each user group was contacted and offered to return to the center
 - Groups were either happy at their new location, relocated back to Joe E. Amayo community center, or disbanded due to low participation numbers
- To date, an average of 45 user groups have ongoing reservations
 - Metro 24 Fitness has added 10+ classes (Zumba, boot camp, yoga, etc.)



Around 20 groups were relocated during the renovation during the construction process. Accommodations were made available for these groups at other community centers such as the B. Lee Community Center, the Armourdale Community Center, Kensington and whatnot. Upon completion of the construction, each user group was contacted and offered to return to the center. Groups were either happy at their new location, relocated back to the Joe E. Amayo Community Center, or disbanded due to low participation numbers. To date, an average of 45 user groups have ongoing reservations. Metro 24 Fitness has several of those with their fitness programs.

FAQ

- 300+ patrons frequent the community center/Metro 24 Fitness Center per day
 - Highest use day in 2017 = 93 visits
 - Highest use day in 2019 = 330 visits
- 95% of members from Wyandotte County
- Metro 24 Fitness occupies 3,300 sf
 - Gym = 7,050 sf
 - Common area (office, restrooms & multipurpose room)= 6,500
 - Total sf of community center = 16,850 sf
- Parks and Recreation controls 13,550 sf



300+ patrons between Metro 24 and the community center has over 300 people going through the center per day. The highest use in 2017 was 93 visits. Previous to Metro 24, the highest usage this year so far is 330 patrons through that facility. 95% of the members of Metro 24 Fitness are from Wyandotte County. If you look over here at this chart right here, this is a layout of the building. This is the gymnasium. This is Metro 24 right there. This is the shared space that I talked about earlier. The gym is just over 7,000 square feet. This little entry where our office, multipurpose room, the community room is now, that's 6,500 square feet. The building as a whole, the whole thing is 16,850 square feet. Of that, Parks & Recreation controls 13,550 and that concludes my presentation.

Commissioner Markley said as some of you know this community center is on the cusp of Commissioner Murguia's district and my district. I have been there frequently. Before this change occurred, you'd go in the center and you might be the only person there, the only human in the whole building. We rented it for a family event once and we were the only people there. ABC offered a winter program where they put up bouncy houses in the gym and my husband would take our little guy there and he and two other kids would be the only people in the building.

This is an amazing transformation and now if you go down there, it's busy all the time. There's a whole variety of events happening, all different types of people all the time. That's how a community center should be. We want all of our community centers to be full of activities

whether that happens because we're just offering additional programming or because in this case, we had a partnership that increased traffic.

I think the great thing is even people that are not members of the fitness center, they have been exposed to the building in different ways because of just increased traffic. It's exciting to see everyone busy in that building. It's exciting to have the problem for once of not having enough space for everything that we want to see happen there.

We went through a similar transition in my district at Turner Rec where we started out with a building that had very little activity and now it's overflowing. That's the kind of problem we want to have. I'd love to have that problem at more of our community centers and be having that kind of discussion about how to find more space for our awesome programming and for services to our community.

Commissioner Philbrook asked does Metro 24 Fitness pay any kind of lease moneys or we just let them operate. **Mr. Rogers** said no, in their contract they do not pay a lease at this current time. **Commissioner Philbrook** said no, do not clap. Sorry guys. These are just point of information. Do not clap back there. Please, you'll have your opportunity. That was the agreement for them coming in and helping us upgrade that particular facility. That's what we saw as the reason for doing that. **Mr. Rogers** said absolutely. I wasn't involved in those negotiations but I do understand that another aspect of having them there and not pay a lease is to subsidize to keep that user fee at \$19.99 per month. If you go elsewhere—if you go to the YMCA or other competitors, it is more expensive. That was one of the caveats to that contract.

Commissioner Philbrook said at the time—I don't know how much the Y charges. Now, I know as a senior citizen it was like \$39 a month and that's just with the Y and that's one person. I can see where \$18, \$19 would look a whole lot better to some folks than the \$40 or whatever it might be, but on the other hand maintaining a workout center is expensive. I believe that—because I was involved in it. I think it was nobody wants to go into this kind of business. You don't want to be faint of heart to try to open up a fitness center. You got to know what the heck you're doing. You have to have money to put into it. I don't believe we really wanted to run a fitness center and I believe that's one of the reasons we did it, if I remember correctly. Is that? Yes. Okay.

Commissioner Johnson said I just want to get some clarification. Under programming you said around 20 groups were relocated during the renovation process and that those groups were contacted and offered to return to the center. If for some reason say one of those were in my district, they chose—they had a choice as to whether or not they would go back to the center at Argentine. **Mr. Rogers** said yes. **Commissioner Johnson** said so what you're suggesting is they were happy with their new location if they chose not to go back. **Angel Obert, Recreation Division Manager**, said yes, that's correct. **Commissioner Johnson** said asked was any of community offered an opportunity to speak one way or the other as to whether they should move, stay permanently or stay temporarily in a particular center. Were they asked, any one from the community asked or brought into that discussion? **Mr. Rogers** said not to my knowledge. I know there was—this did go before the Park's Board but Joe Connor came to speak to it at the Park's Board. They did not have quorum that night.

Commissioner Johnson said that's a good way for me to come back around and ask my question. I was concerned. I'm wondering if the Park's Board—was that ever brought up to them at any point relative to where the groups would either stay for a temporary basis or for a permanent basis? If a group wanted to stay there in a particular group outside of Argentine, was that discussed at the Park Board level? **Mr. Rogers** said no, it was not. **Commissioner Johnson** said I think it probably should be because I think you might get some interesting response from those that are on the Park Board for that particular issue. I have no other comments relative to—**Commissioner Philbrook** said I'd like to talk about the Park's Board. The Park's Board is an Advisory Board and some people seem to think that the Park's Board can vote something in and move it to Commission and I don't want people to get that idea but the Park's Board is very important because they're supposed to be representing our city and the folks in it and letting us know what we think, what they think. You know tell us what we need to think, tell us, put it in there because we don't always know. We get some people who let us know but usually folks don't call us or let us know things unless they feel very, very passionate about it. A lot of people it's pretty much eh, okay they can do this, eh, it's alright that and so we don't hear anything.

Commissioner Johnson said to your point I would say then, to the extent we get the Park's Board advice as our representation it would be nice to see what they think about the new reconfiguration of the programming that has been moved from Argentine into other areas of the community. I

really particularly sensitive to the 4th District, obviously, but if there are any comments or any pushback in terms of their advice, I would certainly love to hear that at that level. **Mr. Rogers** said absolutely.

Commissioner Philbrook said yes, thank you and I'd also ask that when we get ready to do some stuff like this that we actually go to the Park's Board and let them know that we're planning on doing some things so they can be part of the community vetting process. Does that make sense to you? **Mr. Rogers** said absolutely, I concur. **Commissioner Philbrook** said I really do because the people on this Park's Board are dedicated to caring about our community because it's not like they get paid to be on there. They care about it and they want to make sure that their communities are represented, but up until recently they've helped with things, but we haven't let them play a formative vision in this. I would appreciate that.

Chairman Bynum said, Jeremy, on your FAQ page, that one, highest used day in 2019 is 330 visits. Now, do you know the balance of those visits between community center or fitness center. I mean you said you're tracking the numbers. They're reporting to you their numbers and you're tracking the numbers. Is it 330 visits, 50% of which were at a community center function and 50% of which were going to the fitness center or do we have that breakdown?

Mr. Rogers said I don't have that breakdown at this time. I can get that. For this project, we combined them. I apologize. I don't have them. **Chairman Bynum** said okay. That might be helpful to know but in an earlier slide I thought you said that the fitness center is—Parks and Rec handles the scheduling, activities and events. I don't know. I thought I saw a bullet point that made reference to them reporting to you their usage. **Commissioner Markley** said it's in the contract slide. **Chairman Bynum** said it's in the contract slide. Thank you. Here we go Metro 24 provides information, membership and or usage reports. I would think through that reporting you'd begin to be able to extrapolate. **Mr. Rogers** said yes. **Chairman Bynum** said and we have a daily highest use of 330 we would know. **Mr. Rogers** said correct. **Chairman Bynum** said it's kids rec, parks and rec or it's fitness. It would be good and interesting for us to know that data. **Mr. Rogers** said I can report that back to you.

Chairman Bynum said I would say that I have asked our Legal Department to render a decision to us on the role of our Parks Board. It seems to be an item of conversation as this and other parks and rec topics come up. Soon, I hope we will know what our Legal Department interprets our own laws to be and we can all have a full understanding of this advisory board/policy making board. That is the place where I would rely on to get that ruling on what the purpose of our Park's Board is. I will say that this item, the reason this item is on our agenda tonight is at my request because we had a request from a community member to speak on this topic and it was Ms. Aguirre. Are you here? If we don't have any other comments or questions from our committee members, I would invite you to the podium to give your comments. Personally, I wanted to have some clarification around data and information. I appreciate that you're here.

Diana Aguirre said I'm sure you guys are familiar with me. I live in Argentina. I've been a community activist over 22 years. I've lived in Argentina 35, 22 years, we volunteered, my husband and me. We've always had events at the community center for 17 years. Youth nights, we would get 350 kids at the youth nights. They would be in the community center. They would have a great time. We never asked anything from Parks & Rec. We did it all on a volunteer basis. Trick or Treat Villages, we'd have like 1,700 kids on Halloween Day to get candy, all the community would be invited.

We had dance programs. We have boxing programs that we'd like to be put in there but I want to start out really by saying I really think I need an apology from the Unified Government, Doug Bach, because he put on their website that there was a group of residents concerned about the future of the recreation centers, that we were spreading misinformed information and fueling rumors about the centers, that they were going to privatize them to the fitness centers. I would like to have an apology from him, Mr. Bach and Jeremy. He said at the time, Doug Bach, but we won't move forward on any proposed changes at this time. That's not until we turn around and are not looking.

As far as the Parks Board, they are a policy making board. Back in April 23, 1998 it states that they are a policy making board, that Doug Bach or whoever is the County Administrator at the time, to come to the Park's Board and create the budget with them. That has not been done for probably, since the time that I went in front of them because some commissioner was trying to put a \$29—\$175,000 home on Clopper Field. At that time Park's & Rec voted to keep Clopper Field

a park. Thank you. Park Board members at the time I do have the proof here and really quick, I just want to say we were at the board meeting and there was supposed to be a vote but there wasn't.

I have talked to the Taxation Department in Topeka and I have told them about what has been happening at the Amayo Center. I have given them every information. They sent me an email and I know I don't have enough time, but I do have so much documentation, so much proof that you went behind our back. We did not have a public meeting. You guys discussed it back in 2015, not with the community but amongst yourself. We are the voters. We pay taxes to be able to give a for-profit company, and that's what they are, they make \$20 a month for 12 months; they make over \$250,000 off of our community where our kids pay \$15 every time they are playing a sport at the parks and here are your quarterly reports Jeremy. May I speak a few more? **Chairman Bynum** said let me stop you just briefly so I can take a motion for two more minutes of time for you. Is there a motion?

Action: Chairman Bynum made a motion, seconded by Commissioner Markley, to approve two more minutes of time. Motion carried unanimously.

Ms. Aguirre said really quick these are the quarterly reports. This is who signs in. That is the quarterly report. If I handed that into my boss, I would be reprimanded or fired and there it is 2018 – 2019. Here is the lease. They are not a management company. That's what you're trying to tell everybody, that they're a management company. They own it. I have a video from the ribbon cutting stating the commissioner at the time stating that Matt Warner owns the 24 Fitness Center.

I also have the contracts. I also have a purchase order that's \$500,000, that was put back into the Argentine Community Center for air conditioning. For years our kids suffered in the heat. This gentleman comes around and we spend \$500,000 on—probably his gym equipment, security that we can't get into our own community centers. They're kicking our kids out. They've spent half a million dollars and I hear you guys saying we don't have any money. You had \$500,000 to give to a for-profit when our kids pay \$15 to play basketball down there. I don't understand that.

As far as the gentleman from taxation, he did tell me, and I have the letter right here, his name is Mr. Hamm. He is the Deputy Director of the Kansas Department of Revenue and Division of Property Valuation. He is forcing or they are going to ask the UG, the city to reapply for tax

exemption from the changes being used in the center. This is actually a unified person, a person from Topeka that is stating that they are going to have to reapply for that taxation.

Chairman Bynum said thank you very much for coming tonight and giving us your thoughts and opinions. Now I have a question. The documents that you've brought, do you want us to have them? **Ms. Aguirre** said sure. I want you to have everything that I have. **Chairman Bynum** said, Mr. Cross, can you go around and collect the documents that Ms. Aguirre has brought forward? **Ms. Aguirre** said not that I don't trust you, can I go with you to make sure that I make the copies? And also, presentation—I do want to say this really quick. Thank you, Jeremy, for the presentation that came out two years later. This should have been presented in front of the public.

Chairman Bynum said thank you very much. It was important to bring this presentation forward. I will concur. Yes, if you don't mind. Mr. Cross will help get a set of copies made so that we can have a set. Are there any other people that want to speak on this item? Please come forward.

Faith Rivera said I am a precinct leader in Rosedale. I have been in Rosedale—I'm a third generation Rosedalian. I am also too a—I have a fourth generation. I am raising two fourth generation Rosedalians who also use the community center.

On Saturdays, earlier morning on Saturdays, my children would dance for DMB. I've put the pictures out to show that in these pictures on my Facebook pages that all of the kids in these pictures are kids that danced at DMB. There were 200 children that were displaced, that's UG's definition, where I call it kicked out. DMB was not told that they were going to be displaced. My kids were not able to dance and were displaced.

When you say that—Ms. Markley, when you say the community center was empty, it was not. We were filled on Saturday during the day. We got up early on Saturday and danced. We were a community; the gym was full. We had people in and out. We couldn't even move in those hallways, so I want to say that and I have pictures to prove that. They are also too on my Facebook page. Also, all of the board meetings are also too on my Facebook page. I go live.

About the gym, we have a gym in Rosedale. It's called Southwest Boulevard Family Fitness. It's been since 2012. It's a non-for-profit gym. They have actually certified fitness

personal instructors. There are also two. Next door is a health center. When they say we needed this, we didn't. We have one and actually it's let's expensive to use. Actually, the first month is \$10 for a single member, \$15 for new families. They also too have a great calendar telling you what you can do and if you can't afford it, guess what, they'll subsidize you. You just bring in your W-2s. I've been there. I've been their member for quite some time.

Also, I want to say per the Amayo website, they only have one staff member, a Facilities Manager, Caesar Sanchez. No information on his credentials but it does tell you he can speak English or Spanish. If you need some help there, he'll help you there.

Again, like I said certified personal trainers are at the Southwest Fitness Center. They've got Alma, Erin, Joel, Priscilla, Shanna and they're all certified in CPR as well. They also too have—thank you.

Chairman Bynum said thank you very much. I appreciate that you took the time to come and be with us tonight. It looks like we don't have any other speakers on this item. Yes sir. You'll be our final speaker on this item.

Dylan Constena, FRB, Lakewood Corners, said this is the second time I've been here. Now I understand what my—Flanco Ramirez, you know our vice president is the one who got me in this. I'm the treasurer. I was not—got up to time. But it make perfect sense from a money standpoint where Parks & Recreation stands because it makes them look good, more people. But one thing you've got to understand, when you give something to the community, don't take advantage of it unless you incentivize them some way somehow, by programs, by costing them a little bit. That's why they are showing up in more numbers. If I pay \$19, I may show up and get my \$19 worth, right.

Well, I'm here today just to kind of figure out why they would not let us rent it to do a boxing show. We were denied. We asked and their reasoning, and you cannot ask me that because they didn't talk to me, they talked to Marcos. Their reasoning is because too much traffic would put scuffs on the floor, right. It's a community center, right. It's supposed to—whatever you try to do there is supposed to benefit the community.

Now, you guys know this area better than I do, right. You understand the balance of kids that don't have a good family structure. That's where all the kids that are acting bad, in juvenile

hall or acting that where they come. I'm one of those kids, I was. I'm a grown man now, right, but I'm one of those kids and all we want is significance. All we want is to be heard, to be cared, maybe to be loved. Right.

Where out of all the sports, boxing is one of those few sports that gives you significance with your family, your peers and more likely than not where you need it. What's better for the community than a boxing show and discipline than that. All we want to do is have the ability to rent the gymnasium, put on a good show, use the boxing game. USA Boxing Game can vouch for us. We put the best boxing shows on in the metro area you know. That's all I got. Just let me rent the community center for the community.

Chairman Bynum said thank you sir. I appreciate that you came out and took the time to be with us tonight.

Public Agenda:

Item No. 1 – 19747... APPEARANCE: TSCHER MANCK

Synopsis: Appearance of Tschler Manck to request Klamm Park and Quindaro Park's tennis courts be repaved and lined.

Tschler Manck said I live in Wyandotte County off of 38th Street. Ms. Bynum and Mr. Johnson, I actually put this in place long before our meeting tomorrow and I look forward to that still. My son is graduating in 20 minutes so I'm going to be quick with mine but I'm going to let—This is Robert Harrison. I'm going to let him kind of finish up where I left off.

I wanted to start by saying I remember when we were at BPU, Ms. Bynum, and you told me Mr. Rogers said that tennis was not a popular sport. Well, he is the head coach of Sumner's tennis team and this is just the 50 girls that signed up. This is not even the boys. It's not a matter that it's not popular, it's a matter that we don't have an opportunity to play the sport. We don't have a place to play it at other than way out at Eisenhower. The kids down here don't have a tennis court to use.

Also, I wanted—well, I had a thing written out but I'm going to let him go ahead and kind of take over. **Chairman Bynum** said I want to thank you for coming and waiting and we will turn

the balance of your time over to the gentleman and we want to wish a very happy graduation to your son.

Robert Harrison said I'm a lifelong resident of Kansas City, KS and I'm here to kind of echo what she said and also what the gentleman before me came up and spoke about. I started playing tennis years ago. I never played before in my life, hated it. I played baseball on the tennis courts.

One day I was going through the channels and I happened to see Arthur Ashe on television. He was about 38 years old. Nobody expected him to win. He was playing against Jimmy Connors number one seed. Somehow or the other Arthur Ashe won that tournament, Wimbledon. I went out and bought a racket that day and I've been playing ever since.

I started teaching my son. I'd work with him up at Wyandotte High School and a gentleman, his wife and dog would walk past us each day. Finally, he asked me do you teach tennis. At first, I said no, but even though I was teaching my son each day and he was getting very good and then he asked me the second time. I said, well yes. The gentleman's name was Bert Cavin. Anybody know him there? Bert used to be head of—Director of Parks & Recreation. He hired me to teach tennis and I started teaching at the Klammm Park, 27th, right off of Cleveland or something like that, and we had the thing going. We were able to give tournaments and everything like that and it was growing.

I had gone to a USTA meeting in Dallas and they told me about the Arthur Ashe–Nick Bollettieri Cities Program and I said, we have to have this in Kansas City. I came back. They said the criteria was you couldn't have a program already in place, which we did not.

Anyway, Mayor Steineger was our Mayor in Kansas City, KS. Mayor Emanuel Cleaver in Kansas City, MO. I got both of them to come together and we generated a lot of enthusiasm but it wasn't quite enough to get it done. I told the people I had met them at the Ashe-Bollettieri Camp, I had spoken with them. I said if we could get Arthur Ashe to come to Kansas City, I think we could get this done.

Lo and behold, about a week later Arthur Ashe came to Kansas City, came to Klammm Park. This park that we're trying to save and fix back up. The thing about Klammm Park, it's right in the inner city. There's a lot of disadvantaged kids that don't have the opportunity to play tennis. They don't have \$80 an hour for lessons. We would be able to give them lessons at a very inexpensive

cost. I went by Klammer and like I said, it's there. The kids are ready to play. I'm trying to really promote it on an elementary school level.

I look at the news and I see all these horrible things that are happening. A lot of that is because the kids don't have activities to do. Tennis is a lifetime sport. Unlike football, basketball, which I loved playing growing up, but you know you won't play football at 65, 70 years old like me. There's just a win-win situation. I'm not sure exactly what it would cost to fix up Klammer. I'm going to do that research but it's very, very needed. It can eliminate a problem. If you save one child, it's worth it, you can save many. **Chairman Bynum** said sir. Thank you so much. I believe your time is up but don't step away just yet. I have two questions that I want to make sure I understand. **Mr. Harrison** said okay. Go ahead.

Chairman Bynum said when Ms. Manck had been emailing, I think both Commissioner Johnson and myself, I did ask her if she had to pick one, which one was her choice and I think she did say Klammer. Do you know if I'm right? **Mr. Harrison** said yes. I'm pretty sure. **Chairman Bynum** said between Parkwood and Klammer. **Mr. Harrison** said yes, definitely. Klammer has six courts. Parkwood has two. **Chairman Bynum** said okay and did I understand her to introduce you as Sumner Academy's tennis coach? **Mr. Harrison** said yes. **Chairman Bynum** said and you have 50 students signed up right now that would like to be on the tennis team. **Mr. Harrison** said yes. She took—I had copies of all that. **Chairman Bynum** said that's okay. I just wanted to make sure I heard that correctly. **Mr. Harrison** said and that wasn't even including the boys. **Chairman Bynum** said oh, that was the young ladies. I don't know if you're joining us in the morning. Commissioner Johnson and I, Mr. Rogers, and Mr. Webb, we have a meeting in the morning. **Mr. Harrison** asked what time will that be? **Chairman Bynum** said I think 9:30. **Mr. Harrison** said I'm available. **Chairman Bynum** said we'll be here meeting with Ms. Manck on the 9th floor so just join the meeting and thank you so much for taking the time to come tonight.

Action: For presentation only.

Adjourn:

Chairman Bynum adjourned the meeting at 6:46 p.m.

tpl

May 20, 2019